

OSCAR LEESER
MAYOR

JOYCE WILSON
CITY MANAGER



CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
LARRY ROMERO, DISTRICT 2
EMMA ACOSTA, DISTRICT 3
CARL L. ROBINSON, DISTRICT 4
MICHEL R. NOE, DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
LILY LIMÓN, DISTRICT 7
CORTNEY CARLISLE NILAND, DISTRICT 8

AGENDA FOR REGULAR COUNCIL MEETING

REVISED

**OCTOBER 1, 2013
COUNCIL CHAMBERS, CITY HALL
8:30 a.m.**

AND

**LEGISLATIVE REVIEW MEETING OF THE WHOLE
300 N. CAMPBELL
MAIN CONFERENCE ROOM, 2ND FLOOR
SEPTEMBER 30, 2013
9:00 a.m.**

NOTE:

- The City Council Agenda has been reorganized as directed by City Council on June 25, 2013 to allow for a **Call to the Public at 12:15 p.m. – 12:45 p.m.** Requests to speak must be received by **9:00 a.m.** on the date of the meeting. Three minutes may be allowed for each speaker. Thirty minutes in total will be devoted for Call to the Public.
- At any time during the Council meeting, the City Council may meet in executive session pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss items as permitted by law.
- If items are scheduled for the Executive Session, the Council will move to Executive Session at the end of the Regular Agenda items or after Call to the Public, whichever comes first or as determined by the Presiding Officer.

ROLL CALL

INVOCATION BY CIMA CHAPLAIN CARLOS CLUGY-SOTO

PLEDGE OF ALLEGIANCE

**SAVANNAH HUNNICUTT
ISABELLA HUNNICUTT**

MAYOR'S PROCLAMATIONS

- 1. DOWN SYNDROME AWARENESS MONTH**
- 2. NATIONAL 4-H WEEK**
- 3. ARCHTOBER**

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members. Prior to the vote, members of the audience may ask questions regarding items on the consent agenda. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting. The wording of all agenda items shall appear in the minutes of this meeting of the City Council as posted, unless otherwise revised by this or other motion of Council, without the necessity of the City Clerk reading the wording of each item into the record.

CONSENT AGENDA

1. APPROVAL OF MINUTES:

Approval of Minutes for the Regular City Council Meeting of September 24, 2013.
[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

3. RESOLUTIONS:

3A. That the City Manager be authorized to sign a Right of Entry between the City of El Paso and Rotary of El Paso for the use of the property commonly known as 4160 Doniphan Drive, El Paso, Texas more particularly described as a portion of Lot 26, Block 3, Keystone Business Park, which is depicted in the map, from the hours of 9:00 a.m. to 8:00 p.m. on October 5, 2013 for overflow parking for the Wild West Wine Fest. The rent will be \$225 payable in in-kind services from the Grantee.
(District 8) [City Development, Guillermo Sotomayor, (915) 541-4583]

3B. That the Mayor be authorized to sign an Interlocal Agreement between the City of El Paso and the Village of Vinton, for the period of October 1, 2013 through October 31, 2013, for the provision of vector control services by the City of El Paso for the Village of Vinton. [Environmental Services, Ellen Smyth, (915) 621-6719]

4. BOARD RE-APPOINTMENTS:

4A. Samuel J. Barela to the Zoning Board of Adjustment, to serve as alternate member, by Representative Larry Romero, District 2.
[Representative Larry Romero, (915) 541-4996]

4B. Robert Concha Jr., to the Zoning Board of Adjustment, to serve as regular member, by Representative Larry Romero, District 2.
[Representative Larry Romero, (915) 541-4996]

4C. Marina Monsisvais to the Museum and Cultural Affairs Advisory Board by Representative Larry Romero, District 2. [Representative Larry Romero, (915) 541-4996]

5. BOARD APPOINTMENTS:

5A. Judy Balmer to the Fire and Police Pension Fund Board of Trustees by City Manager Joyce Wilson. [City Manager Joyce Wilson, (915) 541-4071]

- 5B.** Eduardo Miranda to the Ethics Review Commission by Representative Emma Acosta, District 3. [Representative Emma Acosta, (915) 541-4515]
- 5C.** Edward Beck to the Open Space Advisory Board by Representative Larry Romero, District 2. [Representative Larry Romero, (915) 541-4996]

6. NOTICE OF CAMPAIGN CONTRIBUTIONS:

- 6A.** For notation pursuant to Section 2.92.110 of the City Code: Receipt of Campaign Contribution by Mayor Oscar Leeser in the amount of \$500 from the El Paso Association of Builders Build PAC of El Paso; \$500 from James A. Martinez; \$2,100 from Siria Rocha; \$600 from Albert Apodaca; \$600 from Robert Bowling, Sr.; \$600 from Robert Bowling IV; \$600 from Randy Bowling; \$600 from Greg Bowling; \$500 from Juan Carlos Buron; \$250 from Christine Z. Smith; \$1,000 from Randall J. Bowling; \$250 from Thomas P. Yegge; \$250 from Franz Theard; \$250 from Craig Fortune; \$500 from Gary W. Sotir; \$500 from Robert Bowling IV; \$500 from Tomas Cardenas; \$150 from Selene Quintana Hammon; \$500 from Angela Santoscoy; \$500 from Loren H. Hodges; \$150 from Thomas G. Ahmann; \$150 from Miguel E. Corona; \$200 from Robert A. Diaz; \$2,500 from Louis M. Alpern and Laura K. Alpern. [Mayor Oscar Leeser, (915) 541-4145]
- 6B.** For notation pursuant to Section 2.92.110 of the City Code: Receipt of campaign contribution in the amount of \$1,500 from TREPAC/TEXAS Association of Realtors Political Action Committee. [Representative Emma Acosta, (915) 541-4515]

REGULAR AGENDA – PUBLIC HEARINGS

7. INTRODUCTION AND PUBLIC HEARING – CITY MANAGER:

An Ordinance authorizing the issuance of “City of El Paso, Texas, Combination Tax and Revenue Certificates of Obligation, Series 2013” in an amount not to exceed \$68,500,000. **(All Districts)** [City Manager’s Office, Carmen Arrieta-Candelaria, (915) 541-4011]

8. CITY DEVELOPMENT:

- 8A.** An Ordinance changing the zoning of a portion of south ½ of Block 61, Cotton Addition, 1519 Myrtle, City of El Paso, El Paso County, Texas from M-1 (Manufacturing) to C-3 (Commercial). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 1519 Myrtle. Property Owner: Javier O. Ramos. PZRZ13-00020 **(District 8)**
[City Development, Michael McElroy (915) 541-4238]
- 8B.** An Ordinance granting Special Permit No. PZST13-00012, to allow for Infill Development with a 100 percent parking reduction, as well as a special permit for a ballroom in the C-3 (Commercial) zoning district, on the property described as a portion of south ½ of Block 61, Cotton Addition, 1519 Myrtle, City of El Paso, El Paso County, Texas, pursuant to Section 20.10.280 Infill Development and Section 20.04.320 of the El Paso City Code. The penalty being as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 1519 Myrtle. Property Owner: Javier O. Ramos. PZST13-00012 **(District 8)**
[City Development, Michael McElroy, (915) 541-4238]

- 8C.** An Ordinance granting Special Permit No. PZST13-00014, to allow for Infill Development with reduced side and cumulative setbacks and reduced lot area and depth and imposing a condition on the property described as Lots 1 & 2, Block 42, Morningside Heights, 4103 Lackland, City of El Paso, El Paso County, Texas, pursuant to Section 20.10.280 Infill Development of the El Paso City Code. The penalty being as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 4103 Lackland. Property Owner: Elguea Properties, LLC. PZST13-00014 **(District 2)**
[City Development, Michael McElroy (915) 541-4238]
- 8D.** An Ordinance vacating a 2.6478 acre portion of Edgar Road Right-of-Way between Ethel Road and Desert Boulevard South, more particularly described as a portion of Edgar Road out of S.A. & M.G. Railway Company Survey No. 266, City of El Paso, El Paso County, Texas. Applicant Information: Prime Desert Properties, LLC SURW13-00012 **(District 1)**
[City Development, Raul Garcia, (915) 541-4935]
[POSTPONED FROM 09-17-2013]
- 8E.** An Ordinance vacating a portion of 9.5' alley adjacent to Lots 29 and 30, Block 1, Map of Orchard Addition, City of El Paso, El Paso County, Texas. SURW12-00006 Applicant information: Daniel Lujan **(District 8)**
[City Development, Raul Garcia, (915) 541-4935]

REGULAR AGENDA – OTHER BUSINESS

9. COMMUNITY AND HUMAN DEVELOPMENT:

Discussion and action on a Resolution that City Council amend the City's Annual Action Plan 2013-2014 of the Consolidated Plan for 2010-2015 by adding one public facility activity in the 39th Year (2013-2014) Annual Action Plan to be paid for with CDBG Contingency Account funds; deleting one public service activity and using those funds to add one new public service activity in the 39th Year (2013-2014) Annual Action Plan; and that the City Manager be authorized to take any actions necessary to accomplish the intent of the resolution upon approval by the City Attorney's Office and Director of Community and Human Development Department. **(All Districts)**
[Community and Human Development, William Lilly, (915) 541-4643]

10. PARKS AND RECREATION:

Discussion and action on the Trailhead and Trails Project Priority lists, using 2012 Quality of Life Bond funds. **(All Districts)** [Parks and Recreation, Tracy Novak, (915) 541-4338]

11. MAYOR AND COUNCIL:

- 11A. 1.** Discussion and action on requesting a letter of support from the Metropolitan Planning Organization to transfer CMAQ funds from the proposed bike share to the P3 Program on the bridge as the bridge proposal will provide a more significant impact on air quality than the proposed bike share.
[Representative Michiel R. Noe, (915) 541-4701]
[Representative Cortney Niland, (915) 541-4123]

2. Discussion and action on developing a bike share program.
[Representative Michiel R. Noe, (915) 541-4701]
[Representative Cortney Niland, (915) 541-4123]
- 11B. Discussion and action on the status of ADA facility compliance at City Hall and on ensuring accessibility at all entrances, including the entrance to council chambers. [Representative Emma Acosta, (915) 541-4515]
- 11C. Discussion and action on the City of El Paso and TxDot seminar explaining how to qualify for City of El Paso and TxDOT projects. This seminar will explain TxDOT pre-qualification procedures and submission of bids to the City of El Paso. The seminar will also include a financing portion to explain the value of full audits, bonding, banking relations and the impact of the Affordable Care Act Companies, Wednesday, October 2, 2013 from 1:00 p.m. to 4:00 p.m. at the El Paso Community College Administrative Services Center at 9050 Viscount Boulevard. [Representative Emma Acosta, (915) 541-4515]

EXECUTIVE SESSION

The City Council of the City of El Paso may retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act and the Rules of City Council.) The City Council will return to open session to take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

Section 551.071	CONSULTATION WITH ATTORNEY
Section 551.072	DELIBERATION REGARDING REAL PROPERTY
Section 551.073	DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074	PERSONNEL MATTERS
Section 551.076	DELIBERATION REGARDING SECURITY DEVICES
Section 551.087	DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the following:

- EX1. Discussion and action on: (1) the County's request to restructure the board of the Camino Real Regional Mobility Authority (CRRMA) to include County representation; and (2) the proposed interlocal agreement between the County and the CRRMA for the development of projects from the new vehicle registration fee. (551.071)
[Representative Michiel R. Noe, (915) 541-4701]

12:15 p.m. – 12:45 p.m. CALL TO THE PUBLIC – PUBLIC COMMENT

This time is reserved for members of the public who would like to address the City Council on items that are not on the City Council Agenda.

A sign-up form is available on line at https://www.elpasotexas.gov/muni_clerk/contact_public.asp for those who wish to sign up in advance of the meeting date and a sign-up form is available outside the City Council Chambers at the City Clerk table for those who wish to sign up on the day of the meeting.

NOTICE TO THE PUBLIC:

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print, or audiotape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

ALL REGULAR CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY THURSDAY AT THE ADDRESS BELOW:

<http://www.elpasotexas.gov/>